

1  
2  
3  
4  
5           UNITED STATES DISTRICT COURT  
6           WESTERN DISTRICT OF WASHINGTON  
7           AT TACOMA

8 DANIEL MULHOLLAND,  
9           Plaintiff,  
10           v.  
11 PIERCE COUNTY, et al.,  
12           Defendants.

Case No. C11-5459BHS

ORDER DISMISSING ACTION

13       This matter comes before the Court on the Report and Recommendation (“R&R”) of  
14 the Honorable J. Richard Creatura, United States Magistrate Judge (Dkt. 4) and Plaintiff  
15 Daniel Mulholland’s (“Mulholland”) motion to voluntarily dismiss this action (Dkt. 5).

16       On June 14, 2011, Mulholland filed a motion to proceed in forma pauperis. Dkt. 1.  
17 On June 20, 2011, Judge Creatura recommended that the motion be denied because  
18 Mulholland had sufficient funds to pay the filing fee. Dkt. 4. On July 1, 2011, Mulholland  
19 filed a motion to voluntarily dismiss this action. Dkt. 5.

20       The Court has considered the R&R, Mulholland’s motion, and the remaining record  
21 and hereby **GRANTS** Mulholland’s motion (Dkt. 5) and this action is **DISMISSED**.

22       **IT IS SO ORDERED.**

23       DATED this 19th day of July, 2011.

24  
25  
26             
27           \_\_\_\_\_  
28           BENJAMIN H. SETTLE  
            United States District Judge

ORDER